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**Federal Communications Commission**

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**Before the  
Federal Communications Commission  
Washington, D.C. 20554**

In the Matter of  
  
Dana R. Withers  
ASR # 1233747  
Commerce, Missouri

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File No. EB-04-KC-048  
NOV No. V200432560005

**NOTICE OF VIOLATION**

**Released: April 9, 2004**

By the District Director, Kansas City Office, Enforcement Bureau:

1. This is a Notice of Violation ("Notice") issued pursuant to Section 1.89 of the Commission's Rules,<sup>1</sup> to Dana R. Withers.

2. On April 1, 2004, an agent of the Commission's Kansas City Office inspected the antenna structure, Registration Number 1233747, located near Commerce, Missouri and observed the following violation:

- a. 47 C.F.R. § 17.4(g): "...the Antenna Structure Registration Number must be displayed in a conspicuous place so that it is readily visible near the base of the antenna structure." The agent observed during the inspection that the owner had not displayed the number.

3. Pursuant to Section 308(b) of the Communications Act of 1934, as amended,<sup>2</sup> and Section 1.89 of the Commission's Rules, Dana R. Withers, must submit a written statement concerning this matter within 20 days of release of this Notice. The response must fully explain each violation, must contain a statement of the specific action(s) taken to correct each violation and preclude recurrence, and should include a time line for completion of pending corrective action(s). The response must be complete in itself and signed by a principal or officer of the licensee with personal knowledge of the matter. All replies and documentation sent in response to this Notice should be marked with the File No. and NOV No. specified above, and mailed to the following address:

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<sup>1</sup> 47 C.F.R. § 1.89.

<sup>2</sup> 47 U.S.C. § 308(b).

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**Federal Communications Commission**

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Federal Communications Commission  
Kansas City Office  
520 NE Colbern Road  
Second Floor  
Lee's Summit, MO. 64086-4711

4. This Notice shall be sent to Dana R. Withers, C/O Station WQRL, P. O. Box 818, Benton, Illinois 62812.

5. The Privacy Act of 1974<sup>3</sup> requires that we advise you that the Commission will use all relevant material information before it, including any information disclosed in your reply, to determine what, if any, enforcement action is required to ensure compliance. Any false statement made knowingly and willfully in reply to this Notice is punishable by fine or imprisonment under Title 18 of the U.S. Code.<sup>4</sup>

FEDERAL COMMUNICATIONS COMMISSION

Robert C. McKinney  
District Director  
Kansas City Office

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<sup>3</sup> P.L. 93-579, 5 U.S.C. § 552a(e)(3).

<sup>4</sup> 18 U.S.C. § 1001 *et seq.*